

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE BOARD OF PATENT APPEALS AND INTERFERENCES**

In re Application of : Customer Number: 20277
: :
Wayne D. COMPER : Confirmation Number: 6164
: :
Application No.: 10/721,351 : Tech Center Art Unit: 1648
: :
Filed: November 26, 2003 : Examiner: Stacy Brown Chen
: :

For: METHOD FOR KIDNEY DISEASE TREATMENT BY DRUG INTERVENTION

**NOTICE OF APPEAL
FROM THE PRIMARY EXAMINER
TO THE BOARD OF APPEALS**

Mail Stop AF
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Applicant hereby appeals to the Board of Appeals from the decision dated January 22, 2008 of the Primary Examiner finally rejecting claims 22, 25-27, 29 and 31-38.

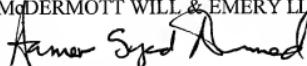
Appeal Fee: \$255.00

Not required (fee paid in prior appeal in this application).
 Charge to Deposit Account No. 500417.
 Check Enclosed.

To the extent necessary, a petition for an extension of time under 37 C.F.R. 1.136 is hereby made. Please charge any shortage in fees due in connection with the filing of this paper, including extension of time fees, to Deposit Account 500417 and please credit any excess fees to such deposit account.

Respectfully submitted,

McDERMOTT WILL & EMERY LLP


Aamer S. Ahmed
Registration No. 58,958

600 13th Street, N.W.
Washington, DC 20005-3096
Phone: 202.756.8000 ASA:ajb
Facsimile: 202.756.8087
Date: July 18, 2008

**Please recognize our Customer No. 20277
as our correspondence address.**